

**United States Court of Appeals**  
**FOR THE EIGHTH CIRCUIT**

---

No. 03-2893

---

Dale E. Manthey,

Appellant,

v.

Carolyn Sabol, Warden, in her  
individual capacity and as an agent of  
the Bureau of Prisons,

Appellee.

\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*

Appeal from the United States  
District Court for the  
District of South Dakota.

**[UNPUBLISHED]**

---

Submitted: October 27, 2003

Filed: November 10, 2003

---

Before RILEY, McMILLIAN, and SMITH, Circuit Judges.

---

PER CURIAM

Federal inmate Dale Manthey (Manthey) filed a complaint under Bivens v. Six Unknown Named Agents, 403 U.S. 388 (1971), claiming Warden Carolyn Sabol violated his constitutional rights when she failed to authorize his transfer from one federal prison camp to another in accordance with Bureau of Prisons policies. The

district court<sup>1</sup> dismissed without prejudice the complaint under 28 U.S.C. § 1915A, and Manthey appeals. Upon de novo review, see Cooper v. Schriro, 189 F.3d 781, 783 (8th Cir. 1999) (per curiam), we agree with the district court that Manthey failed to allege the violation of a constitutional right, see Olim v. Wakinekona, 461 U.S. 238, 247 (1983) (inmate has no specific constitutional right to be housed in any particular institution).

Accordingly, we affirm. See 8th Cir. R. 47B.

---

---

<sup>1</sup>The Honorable Richard H. Battey, United States District Judge for the District of South Dakota.